

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

JOSEPH HOFER, individually and on behalf of)
others similarly situated,) Case No. 4:14-cv-1865-CDP
)
Plaintiff,)
)
v.)
)
SYNCHRONY BANK,) Hon. Judge Catherine D. Perry
)
Defendant.)

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

Plaintiff Joseph Hofer and Defendant Synchrony Bank hereby stipulate as follows:

WHEREAS, Fed. R. Civ. P. 41(a)(1)(A)(ii) provides that, “[s]ubject to Rules 23(e), 23.1(c), 23.2, and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing ... a stipulation of dismissal signed by all parties who have appeared[;]”

WHEREAS, the parties have agreed to stipulate to the dismissal of Plaintiff Hofer’s claims in this action on an individual basis, without prejudice; and

WHEREAS, no class has been certified in this action, and the claims of putative class members will not be affected by the individual dismissal of Plaintiff’s claims;

NOW, THEREFORE, the parties hereby stipulate to the dismissal of Plaintiff Hofer and the putative class’ claims without prejudice, with each party bearing its own costs.

Dated: February 11, 2016

SYNCHRONY BANK

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Respectfully submitted,

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